

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE DEPARTMENT OF NATURAL RESOURCES

In the Matter of the Adoption of Rules Relating to  
Wildlife Management, Hunting, Trapping, and  
Stamp Design, Minnesota Rules, Chapters 6230,  
6234, 6236, 6240, and 6290

**ORDER ON REVIEW  
OF RULES UNDER  
MINN. STAT. § 14.26  
AND MINN. R. 1400.2300**

This matter came before Administrative Law Judge Kathleen D. Sheehy upon the application of the Minnesota Department of Natural Resources (the Department) for a legal review under Minn. Stat. § 14.26.

On January 18, 2012, the Department filed documents with the Office of Administrative Hearings seeking review and approval of the above-entitled rules under Minn. Stat. § 14.26 and Minn. R. 1400.2300.

Based upon a review of the written submissions by the Department, and all of the documents in the rulemaking record,

**IT IS HEREBY ORDERED THAT:**

1. The Department has the statutory authority to adopt the rules.
2. The rules were adopted in compliance with the procedural requirements of Minnesota Statutes, Chapter 14, and Minnesota Rules, Chapter 1400.
3. The adopted rules are **APPROVED**.
4. The attached Memorandum describes a possible change to the wording of one subpart for purposes of consistency, but such a change would be optional and is not a defect in the rule.

Dated: January 31, 2012

s/Kathleen D. Sheehy

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KATHLEEN D. SHEEHY  
Administrative Law Judge

## **MEMORANDUM**

Minnesota Rule 6290.0200, subp. 7 defines a “walleye stamp” in relevant part as a “stamp” issued to individuals who contribute to walleye stocking and related activities. A “wild turkey stamp” is defined somewhat differently as a “pictorial stamp” issued by the department to individuals who have elected to purchase it. Other subparts in the existing rule, which are not proposed for amendment, define the migratory waterfowl stamp, the pheasant stamp, and the trout and salmon stamp as “stamps” issued by the department. It is unclear whether the wild turkey “pictorial stamp” is something different from the other “stamps” referenced in the rule. If it is intended to mean something different, the department could explain the difference between a “pictorial stamp” and the other “stamps.” If it is intended to mean the same thing, the department could delete the word “pictorial” for purposes of consistency. This is a suggestion only and does not constitute a defect in the rule.

K.D.S.